

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, NOVEMBER 21, 1989
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:20 a.m. The meeting was recessed by Mayor O'Connor at 12:13 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:15 p.m. with Council Member Wolfsheimer not present. The meeting was recessed by Mayor O'Connor at 4:20 p.m. to meet as the Housing Authority and the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 4:22 p.m. with Council Member Wolfsheimer not present. Mayor O'Connor adjourned the meeting at 6:43 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-excused by R-274810
(vacation)
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Fishkin (jb;eb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-not present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-310: WELCOMED

Welcoming a group of approximately 38 International Naval Officers, accompanied by Lt. John Malinick of the Naval Amphibious School. This group will arrive at approximately 10:30 a.m.
(District-2.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A278-293.)

ITEM-330: (O-90-65) INTRODUCED, TO BE ADOPTED
DECEMBER 4, 1989

Proposal to amend the San Diego Municipal Code, Chapter X, Article 1, Division 5, Sections 101.0501.A and 101.0501.B, to require appointment of an alternate to the Board of Zoning Appeals to serve in the absence of a Board of Zoning Appeals member.

(Citywide)

Introduction of an Ordinance amending Section 101.0501 of the San Diego Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A018-022.)

Hearing began at 10:21 a.m. and halted at 10:21 a.m.

MOTION BY STRUIKSMA TO INTRODUCE THE ORDINANCE. Second by Pratt. Passed by the following vote: Wolfsheimer-not present,

Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea,
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: CONTINUED TO DECEMBER 12, 1989, AT 10:00 A.M.

Appeal of Earl S. Edwards/C & E Liquor, from the decision of the Planning Commission in denying Planned Commercial Development/Conditional Use Permit PCD/CUP-88-1110, to construct a planned commercial development consisting of a liquor store and barber shop totaling 2,336 square feet, with associated landscaping and on-site parking for 13 vehicles, and to obtain a conditional use permit for the sale of alcoholic beverages. The subject property is located at the southwest corner of the intersection of Skyline and Meadowbrook Drives, and is further described as Lot 1 of Highland Park Estates Unit 1, Resubdivision 1, Map-5370, in Zone CN, in the Skyline-Paradise Hills Community Plan area.
(PCD/CUP-88-1110. District-4.)

Subitem-A: (R-90-)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-1110 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-90-)

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - PCD/CUP 88-1110

COUNCIL ACTION: (Tape location: A023-047.)

MOTION BY PRATT TO CONTINUE TO DECEMBER 12, 1989, AT EARL EDWARDS' REQUEST, SO THAT THE OWNERS OF THE PROPERTY CAN BE PRESENT FOR THE HEARING. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-332:

- 1) Rezoning the below-described property from Zone R1-40000 to Zone R-3000;

- 2) Tentative Map TM-88-1273 (Pomerado Estates) proposing a five-lot subdivision on the below-described property;
 - 3) Appeal of Harry J. Karukas, by Tom L. Moore, from the decision of the Planning Commission in approving Planned Residential Development Permit PRD-88-1273 on the below-described property to develop five (5) single-family dwelling units; and
 - 4) A proposal to vacate a portion of old Pomerado Road and the dedication of a portion of the new alignment of Pomerado Road, as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed tentative map for Pomerado Estates (TM-88-1273).
- The subject property (approximately 1.47 acres) is located east of Cypress Canyon Road, north of the new alignment of

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Pomerado Road and south of the old alignment of Pomerado Road, and is more particularly described as Section 26, Township 14 South, Range 2 West, S.B.B.M., in the Scripps Miramar Ranch Community Plan area.
(Case, PRD & TM-88-1273. District-5.)

Subitem-A: (R-90-471) ADOPTED AS RESOLUTION R-274761

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-87-0744 and Addendum 88-1273 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report and addendum have been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-90-53) INTRODUCED, TO BE ADOPTED DECEMBER 4, 1989

Introduction of an Ordinance for R-3000 Zoning.

Subitem-C: (R-90-1001) ADOPTED AS RESOLUTION R-274762,
GRANTED MAP

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

Subitem-D: (R-90-1002) ADOPTED AS RESOLUTION R-274763,

DENIED APPEAL, GRANTED PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

Subitem-E: (R-90-415) ADOPTED AS RESOLUTION R-274764

Adoption of a Resolution authorizing the vacation of a portion of old Pomerado Road and the dedication of a portion of the new alignment of Pomerado Road, as provided for under Section 66499.20-1/2 of the State Map Act.

FILE LOCATION: Subitems A & D PRD 88-1273, Subitem C SUBD - Pomerado Estates, Subitem E STRT J-2727 DEED F-5113 DEEDFY90-1

COUNCIL ACTION: (Tape location: A050-275.)

Hearing began at 10:24 a.m. and halted at 10:42 a.m.

Testimony in favor of the appeal by Donald McLean.

Testimony in opposition to the appeal by Paul Peterson.

MOTION BY STRUIKSMA TO APPROVE THE REZONE AND DENY THE APPEAL, ADOPTING SUBITEM A, INTRODUCING SUBITEM B, ADOPTING SUBITEM C, GRANTING THE MAP, SUBITEM D, DENYING THE APPEAL AND GRANTING THE PERMIT, AND ADOPTING SUBITEM E. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333:

1. Proposal to amend the San Diego Municipal Code, Chapter X, Section 103.0407, of the Gaslamp Quarter Planned District Ordinance and Urban Design and Development Manual, to revise the General Design Regulations for infill buildings. These regulations will address design criteria for building elevations and streetwalls, horizontal and vertical building proportion, bulk, architectural design and detail, as well as minimum and maximum building heights.
2. Modifications of existing height regulations from a permitted 60-foot basic building height with discretionary maximum building heights determined by Planning Director action to:

- a. A minimum building height of 30 feet and basic building height of 60 feet with a maximum building height up to 75 feet throughout the district; or
 - b. Same building height criteria as Item 2(a) north of Island Avenue, in combination with a minimum building height of 30 feet and up to a maximum building height of 125 feet for limited portions of buildings on parcels 30,000 square feet or larger, south of Island Avenue.
- (District-8.)

Subitem-A: (R-90-356) ADOPTED AS RESOLUTION R-274765

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-0947 has

been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-90-42) FILED AS A RESULT OF THE INTRODUCTION OF SUBITEM C

Introduction of an Ordinance amending Section 103.0407 of the Municipal Code for design criteria and height regulations up to 75 feet.

Subitem-C: (O-90-97) INTRODUCED AS AMENDED, TO BE ADOPTED DECEMBER 4, 1989

Introduction of an Ordinance amending Section 103.0407 of the Municipal Code for design criteria and height regulations up to 75 feet and with the Planning Director granting height exceptions up to 125 feet on parcels of 30,000 square feet south of Island Street.

Subitem-D: (R-90-613) ADOPTED AS RESOLUTION R-274766

Adoption of a Resolution amending the Gaslamp Quarter Urban Design and Development Manual.

FILE LOCATION: LAND - Gaslamp Quarter Planned District

COUNCIL ACTION: (Tape location: A332-C320.)

Council Member Henderson left at 10:50 a.m.

Hearing began at 10:47 a.m. and halted at 12:12 p.m.

Testimony in favor by Pam Hamilton.

Testimony in opposition by Louis Wolfsheimer, Michael McDade, Ralph Roesling, James Milch, Edward Murphy and Bud Fischer.

Amendment to the Motion by Roberts to approve staff's recommendations with amendments by the City Architect to add language on attachment 2, page 5, paragraph "G" of the Planning Report as follows: "On parcels 30,000 square feet or more south of Island, the Planning Director may grant an additional height exception up to 125 feet, provided that the maximum floor area ratio shall not exceed 6.0, and building elements greater than 75 feet in height, shall observe a setback of 50 feet along

Fifth Avenue." Second by Pratt. Passed: Yeas-2,3,4,5,7,M. Nay-8. Not present-1,6.

Amendment to the motion by Roberts to add language that, "All buildings approved above 75 feet, shall come before the City Council for discretionary review. Second by Pratt. Passed: Yeas-2,3,4,5,7,8,M. Nays-none. Not present-1,6.

Amendment to the motion by Roberts to approve staff's recommendation to add paragraph "H" to read: "Any additional structure on said parcels which does not have frontage on the aforesaid street, and which is built on the southerly most portion of the property interfacing with the convention center, may reach a height not to exceed 325 feet and should have a design compatible with the PDO (Planned District Ordinance) guidelines. Second by Pratt. Passed: Yeas-2,3,4,5,M. Nays-7,8. Not present-1,6.

MOTION BY FILNER TO APPROVE STAFF'S RECOMMENDATION WITH THE AMENDMENTS OF THE GASLAMP QUARTER COUNCIL TO READ: "ON PARCELS 30,000 SQUARE FEET OR MORE SOUTH OF ISLAND, THE PLANNING DIRECTOR MAY GRANT AN ADDITIONAL HEIGHT EXCEPTION UP TO 125 FEET, PROVIDED THAT THE F.A.R. (FLOOR AREA RATIO) SHALL NOT EXCEED 6.0. Second by Roberts. Passed as amended by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-334: (O-90-66) INTRODUCED, TO BE ADOPTED DECEMBER 4, 1989

Proposal to amend the San Diego Municipal Code, Chapter X, Section 103.0408, by modifying existing regulations for the sale of alcoholic beverages on and off the premises in the Gaslamp Quarter as follows:

"Liquor, beer and wine sales shall not exceed fifty percent of the total gross sales of the business conducted at that location.

Food may be served throughout the premises at any time. Entertainment with amplification is permitted throughout the premises."

Criteria for consumption of alcoholic beverages "off the premises of sale": No alcoholic beverages shall be sold or delivered except between the hours of 10 a.m. and 10 p.m. of each day of the week.

The Planning Director may, with the Police Department's concurrence, permit certain exceptions.

(Citywide.)

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C321-337.)

Hearing began at 12:12 p.m. and halted at 12:13 p.m.

MOTION BY FILNER TO APPROVE INTRODUCTION OF THE ORDINANCE.

Second by McColl. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

(Continued from the meeting of October 31, 1989, Item 331, at Council Member Henderson's request, for further review.)

Matters of:

1. Amendments to the Mission Beach Precise Plan, Local Coastal Program (LCP) Addendum and the Progress Guide and General Plan, to redesignate the Belmont Park site from Belmont Amusement Park to Mission Beach Park (Belmont Park);
2. An amendment to the Progress Guide and General Plan to redesignate the Belmont Park site from Commercial Recreation to Resource-based Park; and
3. Rezoning of Belmont Park/Mission Beach Park from Zone C (Commercial) to Zone OS-R (Open Space-Resource), except for the Plunge Building/Fitness Center which is proposed for rezoning from Zone C to Zone CR (Commercial Recreation).

The proposed plan amendments and rezoning also constitute an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the

proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

The above actions are mandated by Proposition G, which was approved by the citizens of San Diego on November 3, 1987. The proposition restricts the Mission Beach Park property, owned by the City of San Diego, to public park and recreation uses and expressly excludes retail and commercial uses except within the Plunge Building. The subject property is located west of Mission Boulevard between Ventura Place and San Fernando Place within the Mission Beach community.

(District-6.)

Subitem-A: (R-90-421) ADOPTED AS AMENDED AS RESOLUTION
R-274772

Adoption of a Resolution amending the Mission Beach Precise Plan, Local Coastal Program and Progress Guide and General Plan and authorizing transmittal to the California Coastal Commission.

Subitem-B: (O-90-48) INTRODUCED, TO BE ADOPTED DECEMBER 4,
1989

Introduction of an Ordinance for OS-R and CR Zoning.

FILE LOCATION: Subitem-A LAND-Mission Beach Precise Plan,
Subitem-B --

COUNCIL ACTION: (Tape location: D229-476.)

Hearing began 2:27 p.m. and halted 2:43 p.m.

Testimony in opposition by Mike Meyer and Carole Haulat.

MOTION BY HENDERSON TO APPROVE STAFF RECOMMENDATIONS CARRYING OUT VOTER-DIRECTED REZONES AND PLAN AMENDMENTS AT MISSION BEACH PARK, WITH THE FOLLOWING ADDITIONS SUGGESTED BY THE MISSION BEACH PLANNING GROUP: (A) DELETE FROM THE COMMUNITY PLAN REFERENCE TO A PROPOSED LOW-RISE PARKING STRUCTURE ON THE SITE; AND (B) INCLUDE IN THE PLAN TEXT THE CURRENT LEASE EXPIRATION DATE OF MARCH 31, 2037, IDENTIFIED BY THE CITY ATTORNEY'S OFFICE. REFER THE ISSUE OF WHETHER OR NOT THE LAW IS CLEAR THAT THE SITE SHOULD BE RETURNED TO PARK SPACE AND TO REPORT BACK TO COUNCIL. ADD THE SOON-TO-BE-OPERATING BIG DIPPER ROLLER COASTER TO THE TEXT OF THE MISSION BEACH PRECISE PLAN FOR THIS SITE.

Second by McColl. Passed by the following vote:
Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-336: (O-90-86) INTRODUCED AND ADOPTED AS ORDINANCE O-17392
(New Series)

Introduction and adoption of an Ordinance amending Ordinance O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-17326-1, as amended and adopted therein, by exempting a Principal Planner position from the Classified Service; causing the personnel authorization schedule of the Engineering and Development Department (540), Transportation Demand Management Division, to reflect the Principal Planner position as Unclassified; and establishing a salary rate therefor.

(See memorandum from the Personnel Director dated 9/8/89.)

CITY MANAGER SUPPORTING INFORMATION: On September 11, 1989, the City Council approved an administrative structure for the Mobility Planning Program, including one new 0.5 Principal Planner position. On October 2, 1989, Council adopted the ordinance amending the FY 1990 annual budget for the Engineering and Development Department and appropriating the necessary money to operate the Mobility Planning Program, and authorizing a new Transportation Demand Management Division to consist of 10.50

new positions, including 0.5 Principal Planner. This ordinance will exempt the new 0.5 Principal Planner position from the Classified Service. The Principal Planner will be responsible for a comprehensive land use planning effort with significant policy implications. The general policy direction for this new function will be provided jointly by the Planning Director and Deputy City Manager Esquivel. On September 7, 1989, the Civil Service Commission commented in support of exempting the position from the Classified Service. The September 8, 1989 memorandum from the Personnel Director summarizes the Commission's findings.

NOTE: See Item 201 on the docket of November 20, 1989 for the first public hearing.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A308-330.)

MOTION BY McCOLL TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (O-90-92) INTRODUCED AND ADOPTED AS ORDINANCE O-17393
(New Series)

Amending Ordinance O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year", by amending Document No. 00-17326-1, as amended and adopted therein, by amending the Budget for the Planning Department (065) by adding one-half (0.50) Principal Planner and two (2.00) Zoning Investigators II to Program Element 06574 for the purpose of administering the Sign Code Inspection Maintenance Program beginning January 1, 1990; and the Budgets of the Auditor and Comptroller (050) and City Treasurer (052) by adding one-quarter (0.25) Account Clerk to the Auditor and Comptroller personnel authorization and .05 Cashier, .30 Account Clerk, .25 Collector I, .13 Collector II and .20 Clerical Assistant II to the Treasurer's personnel authorization; authorizing the Auditor and Comptroller to increase the Fiscal Year 1989-90 appropriation of the Planning Department (065) by \$152,440,

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the City Treasurer's Department (052) by \$45,641 and the Auditor and Comptroller by \$18,030; and further increase the General Fund 100 and Revenue Estimates in the General Fund for Sign Code Fees (Revenue Account 73810) by the sum of \$270,761, to accommodate personnel and related non-personnel expenses in Program Element 06574; authorizing the Auditor and Comptroller to transfer within the General Fund 100 the sum of \$23,000 from the Unallocated Reserve (605) to the Planning Department (065) to fund one-time data processing start up costs.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A308-330.)

MOTION BY McCOLL TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338:

Appeal of the City of Escondido, by Jonathan Brindle, Assistant Planning Director, from the decision of the Planning Commission in denying Conditional Use Permit CUP-89-0183, proposing to:

- 1) Amend the San Pasqual Valley-Lake Hodges Area Plan to change the land use designation on a 40-acre parcel from "nursery" to "golf course";
- 2) Amend the Progress Guide and General Plan to change the land use designation on the 40-acre parcel from "agriculture" to "open space";
- 3) Obtain a conditional use permit to allow the parcel to be used for golf course purposes; and
- 4) Certification of City of Escondido Supplemental Environmental Impact Report No. EIR-87-24. (CUP-89-0183. District-1.)

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Subitem-A: (R-90-718) ADOPTED AS RESOLUTION R-274773

Adoption of a Resolution certifying that the information contained in the City of Escondido Supplemental Environmental Impact Report EIR-87-24 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-90-1015) ADOPTED AS RESOLUTION R-274774
GRANTING APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

Subitem-C: (R-90-717) ADOPTED AS RESOLUTION R-274775

Adoption of a Resolution approving the community plan and general plan amendments, to become effective after the next omnibus hearing.

FILE LOCATION: Subitems A and B - PERM CUP-89-0183,
Subitem-C LAND - San Pasqual-Lake Hodges
Community Plan

COUNCIL ACTION: (Tape location: D170-224, D486-E537.)

Motion by Filner to continue at Council Member Wolfsheimer's request for her to be present. No second.

Testimony in opposition of a continuance by Carla De Dominicis.

Testimony in favor of a continuance by Janay Kruger and Linda Michael.

Hearing began 2:44 p.m. and halted 3:30 p.m.

Testimony in favor by Carla De Dominicis.

Testimony in opposition by Janay Kruger, Christina Buckingham, and Linda Michael.

The hearing was closed.

MOTION BY McCOLL TO APPROVE THE PROPOSED AMENDMENT TO THE SAN PASQUEL VALLEY PLAN, APPROVE THE AMENDMENT TO THE PROGRESS

GUIDE

AND GENERAL PLAN, APPROVE THE PROPOSED USE PERMIT FOR THE GOLF COURSE, CERTIFY THE CITY OF ESCONDIDO SUPPLEMENTAL

ENVIRONMENTAL

IMPACT REPORT NO. ER-87-24, ADOPT THE FINDINGS AND THE OVERRIDING CONSIDERATIONS FOR ER-87-24, AND DIRECT THE PLANNING DEPARTMENT TO WORK WITH THE CITY OF ESCONDIDO ON THE MITIGATION CONCERNS. Second by Struiksma.

Motion by Henderson to amend to include a staff procedure that prior to approving the grading permit, the mitigation would be reviewed in concert with the City of Escondido to the satisfaction of the Planning Director. No second.

MOTION BY FILNER TO AMEND WITH AN ADDED CONDITION TO THE PERMIT THAT PRIOR TO OBTAINING THE GRADING PERMIT, THAT THE MITIGATIONS WILL COME BACK FOR REVIEW AT AN ADVERTISED PUBLIC HEARING BEFORE THE SAN DIEGO CITY COUNCIL IN A TIMELY FASHION IN ORDER NOT TO AFFECT THE DEVELOPMENT OR THE PROCESS. Second by Roberts. The amendment was accepted by Council Member McColl to be included in the main motion.

The motion passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-339:

- 1) Rezoning an approximately 5.82 acre site of the property described below, from Zone M-1A to Zone CA.
- 2) Proposal to adopt an amendment to the Serra Mesa Community Plan to redesignate approximately 5.82 acres

of land from Light Industry to Commercial use for the property described below.

The subject property is located on the southeast corner of Clairemont Mesa Boulevard and Shawline Street, within the Highland Corporate Center and is further described as a portion of McGrath Highlands Industrial Park, Unit 4, Map-9882 in the Serra Mesa Community Plan area.
(Case-88-1147. District-5.)

Subitem-A: (R-90-561) ADOPTED AS RESOLUTION R-274776

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-1147 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-90-68) INTRODUCED, TO BE ADOPTED DECEMBER 4, 1989

Introduction of an Ordinance for CA Zoning.

Subitem-C: (R-90-560) ADOPTED AS RESOLUTION R-274777

Adoption of a Resolution amending the Serra Mesa Community Plan.

FILE LOCATION: Subitem-A ZONE ORD. NO., Subitem-B --,
Subitem-C LAND - Serra Mesa Community Plan.

COUNCIL ACTION: (Tape location: D480-486.)

Hearing began 2:43 p.m. and halted 2:44 p.m.

MOTION BY STRUIKSMA TO APPROVE. Second by McColl. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-340:

(Continued from the meeting of September 26, 1989, Item 334, at the request of Council Member Struiksma and James Milch, to allow the Planning Group to review the final plans.)

Request of Carroll Canyon Golf and Recreation Center for Conditional Use/Hillside Review/Resource Protection Overlay

Zone Permit 87-1104 to develop a 17-acre site with a 275-yard driving range, and a 7,000-square-foot clubhouse with a restaurant, golf shop, exercise room and fitness trail. The applicant is requesting a variance to allow the substantial alteration of Carroll Canyon Creek. The subject property is located on the south side of Carroll Canyon Road immediately to the south of the terminus of Pacific Heights Boulevard and is described as a Portion of Sections 3 and 4, Range 3 West, Township 15 South, in Zone A1-10 within the Mira Mesa Community Plan area. (CUP/HRP/RPOZ-87-1104. District-5.)

Subitem-A: (R-90-) DENIED

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Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-87-1104 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-90-1029) ADOPTED AS RESOLUTION R-274778
DENYING THE PERMIT

Adoption of a Resolution granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: Subitems A and B PERM-CUP/HRP/RPOZ-87-1104

COUNCIL ACTION: (Tape location: E546-F633.)

Hearing began 3:30 p.m. and halted 4:18 p.m.

Testimony in favor by James Milch.

Testimony in opposition by Linda Michael.

The hearing was closed.

MOTION BY STRUIKSMA TO DENY THE REQUEST ON THE BELIEF THAT THE PROPERTY SHOULD BE LEFT AS OPEN SPACE AND DIRECT THE CITY MANAGER TO ATTEMPT TO ACQUIRE THE PROPERTY THROUGH THE OPEN SPACE PROGRAM FOR THE MIRA MESA COMMUNITY. Second by Roberts and Filner. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-341:

Matters of four items related to the implementation of the

Clairemont Mesa Community Plan adopted September 26, 1989.
These items were continued from the City Council hearing of
September 26, 1989.

A) Proposed rezoning of approximately 44 acres in the
Apache Street area, located west of Clairemont Drive, south
of Ute Drive, from Zone R-3000 to Zone R1-5000. This item
required noticing for today's hearing.

B) Proposed rezoning of the Diane Shopping Center located
on Clairemont Mesa Boulevard, west of Diane Avenue, from
Zone CA to Zone CN.

C) Proposed application of the Community Plan
Implementation Overlay Zone (CPIOZ), Type B, to the Price
Club site located on Morena Boulevard, south of Ariane
Drive.

D) Proposed adjustment of the southern boundary of the
Clairemont Mesa Community Plan to include the Overlook
Heights neighborhood which is presently a part of the Linda
Vista Community Plan.

(Districts-5 and 6.)

Subitem-A: (O-90-81) CONTINUED TO JANUARY 15, 1990, 2:00
P.M.

Introduction of an Ordinance for R1-5000 Zoning for the
Apache Street area.

Subitem-B: (O-90-79) REFERRED TO PLANNING DEPARTMENT

Introduction of an Ordinance for CN Zoning for the Diane
Avenue area.

Subitem-C: (R-90-) CONTINUED PORTION AFFECTING APACHE
STREET TO JANUARY 15, 1990 2:00
P.M., REFERRED PORTION RE DIANE
SHOPPING CENTER TO PLANNING
DEPARTMENT

Adoption of a Resolution designating the Apache Street area
either single family residential or low medium density
residential, and designating the Diane Shopping Center
either neighborhood commercial or general commercial, as
part of the 1989 Clairemont Mesa Community Plan update.

Subitem-D: (O-90-80) CONTINUED TO DECEMBER 12, 1989, 2:00
P.M.

Introduction of an Ordinance for CPIOZ, Type B Zoning for

the Price Club site.
Subitem-E: (R-90-680) FAILED

Adoption of a Resolution amending the two community plans to adjust the boundary of the area known as Overlook Heights.

FILE LOCATION: Subitems A and B --, Subitem-C LAND
Clairemont Mesa Community Plan, Subitem-D
--, Subitem-E LAND Clairemont Mesa and Linda
Vista

COUNCIL ACTION: (Tape location: D156-D170, G039-G424.)
MOTION BY HENDERSON TO CONTINUE THE APACHE STREET REZONE ISSUE TO JANUARY 15, 1990, 2:00 P.M. AND CONTINUE THE PRICE CLUB ISSUE TO DECEMBER 12, 1989, 2:00 P.M. TO MEET WITH THE COMMUNITY.

Second by Filner. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Hearing began 4:22 p.m. and halted 4:50 p.m.

Testimony in favor by Ron Bamberger and Jerry Ferm.

Testimony in opposition by Merlin Osterhaus and Marguerite Ferrante.

Mayor O'Connor left at 4:32 p.m.

MOTION BY HENDERSON TO DIRECT THE PLANNING DEPARTMENT TO HOLD A HEARING REGARDING APPLYING CPIOZ TO THE DIANE AVENUE CENTER AND ADOPT THE RESOLUTION PLACING OVERLOOK HEIGHTS INTO THE CLAIREMONT MESA COMMUNITY PLAN. Second by Filner. By common consent the motion was divided.

Council Member Filner left at 4:40 p.m.

The vote on referring the Diane Avenue Center to the Planning Department to hold a hearing for zoning passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

Mayor O'Connor entered 4:45 p.m.

The vote was taken on placing Overlook Heights into the Clairemont Mesa Community Plan. Failed by the following vote: Wolfsheimer-not present, Roberts-nay, McColl-yea, Pratt-nay, Struiksma-nay, Henderson-yea, McCarty-nay, Filner-not present, Mayor O'Connor-nay.

ITEM-342:

(Continued from the meetings of September 13, 1988, Item 339, October 31, 1988, Item 203, December 12, 1988, Item 205, January 23, 1989, Item 206, February 27, 1989, Item 205, May 30, 1989, Item 330, July 25, 1989, Item 343 and October 17, 1989, Item 333; last continued at Council Member Struiksma's request, to allow an environmental assessment to be prepared.)

An amendment to the Scripps Miramar Ranch Community Plan to designate seventeen acres south of Pomerado Road in Carroll Canyon on the United States International University (USIU) Campus for a resource-based park.

(District-5.)

19891121

Subitem-A: (R-90-1026) ADOPTED AS RESOLUTION R-274779

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0129 has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

Subitem-B: (R-90-1027) ADOPTED AS RESOLUTION R-274780

Adoption of a Resolution amending the community plan.

FILE LOCATION: Subitems A and B LAND - Scripps Miramar Ranch Community Plan

COUNCIL ACTION: (Tape location: G428-H216.)

Hearing began 4:50 p.m. and halted 5:19 p.m.

Testimony in favor by Thomas Reeveiv.

Testimony in opposition by Emmanuel Savitch, Richard Lareau, Abe Palmiotto, and Charles Emenhizer.

MOTION BY STRUIKSMA TO APPLY THE RESOURCE-BASED PARK DESIGNATION TO THE PROPERTY. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-343: CONTINUED TO APRIL 24, 1990, 2:00 P.M.

Matters concerning Lots 1 and 2 of Fashion Ridge, Map-11871, portions of Lots 2, 3 and 5, Pueblo Lot 1174, Map-141; and Lot 1, Mission Valley Ball Park (approximately 9.9 acres), located on the northwest corner of Friars Road

and Ulric Street, in the Linda Vista Community Plan area and within the Mission Valley Development Intensity Regulatory Overlay District (Ord. No. 0-16460).

1) Rezoning the above described real property from Zone CO (HR/FPF) to Zone CA (HR/FPF);

2) Amending the Linda Vista Community Plan on the above described real property;

3) Amending the Mission Valley Community Plan and Development Intensity Regulatory Overlay District Ordinance on the above described real property;

4) Appeals of D' & D' Partnership, by Roque de la Fuente II, from the decision of the Planning Commission in denying:

a) Planned Commercial Development Permit PCD-85-0643 proposing a mixed-use development comprised of 275,420 square feet of office use, 116 hotel rooms, 24,000 square feet of retail, 13,250 square feet of restaurant, 23,200 square feet of recreation uses and seven residential units; and

b) Tentative Map TM-85-0643 (Loma Linda Vista) proposing a 4-lot subdivision on the above described real property.

(Case, PCD & TM-85-0643. District-5.)

Subitem-A: (R-90-)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0643 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-88-139)

Introduction of an Ordinance for CA Zoning.

Subitem-C: (R-88-2029)

Adoption of a Resolution denying the Linda Vista Community Plan, the Mission Valley Community Plan and the Development Intensity Regulatory Overlay District Ordinance.

Subitem-D: (R-90-)

Adoption of a Resolution granting or denying the appeal and granting or denying the permit with appropriate findings to support Council action.

Subitem-E: (R-90-)

Adoption of a Resolution granting or denying the appeal and granting or denying the map with appropriate findings to support Council action.

FILE LOCATION: Subitems A and C LAND - Linda Vista
Community Plan and Mission Valley Community
Plan, Subitem-B --, Subitem-D PERM-PCD
85-0643, Subitem-E SUBD - Loma Linda Vista

COUNCIL ACTION: (Tape location: H430-I350 .)

Hearing began 5:34 p.m. and halted 6:09 p.m.

Testimony in favor by Michel Anderson.

Testimony in opposition by Linda Michael, Doreen Spry, and Mark Polinsky.

MOTION BY STRUIKSMA TO APPROVE THE AMENDMENT OF THE MISSION VALLEY COMMUNITY PLAN AND MISSION VALLEY DEVELOPMENT INTENSITY REGULATORY OVERLAY DISTRICT ORDINANCE NO. O-16460 TO INCREASE THE TRIP ALLOCATION FOR DEVELOPMENT INTENSITY DISTRICT 'C.'

Second by McCarty. Failed by the following vote:

Wolfsheimer-not present, Roberts-nay, McColl-yea, Pratt-nay, Struiksma-yea, Henderson-nay, McCarty-nay, Filner-nay, Mayor O'Connor-nay.

Council Member Pratt left 5:05 p.m.

Testimony in opposition by Mr. De La Fuente.

MOTION BY STRUIKSMA TO CONTINUE THE MATTER TO APRIL 24, 1990, 2:00 P.M. FOR MR. DE LA FUENTE TO MEET WITH THE PLANNING DEPARTMENT. Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-nay, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO CONTINUE THE MEETING PAST 5:30 P.M.

Second BY McColl. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-344:

19891121

1. Amending the residential element of the Mira Mesa Community Plan to redesignate an 84.5-acre site from Low Density Residential (5-9 dwelling units per net acre) and Commercial Recreation to Low Density

Residential (5-9 dwelling units per net acre) and Medium Low Density Residential (16-29 dwelling units per net acre);

2. Amending the transportation element of the Mira Mesa Community Plan to: a) reclassify Black Mountain Road from a four-lane major street to a six-lane primary arterial between Galvin Avenue and Los Penasquitos Canyon bridge and b) reclassify Capricorn Way from a four-lane major street to a four-lane collector street between Westview Parkway and the western boundary of the subject property;
3. Rezoning the 84.5-acre site from Zone A-1-10, R1-5000, R-3000 and Hillside Review Overlay to Zones R1-5000, R-2000, and Hillside Review Overlay.

The subject property is located east and west of Black Mountain Road, north of Galvin Avenue, and is further described as Lots 1-297, Mesa del Sol, Tract 9407.

(Case-86-0613. District-5.)

Subitem-A: (R-90-778) ADOPTED AS RESOLUTION R-274781

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0613 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-90-94) INTRODUCED, TO BE ADOPTED DECEMBER 4, 1989

Introduction of an Ordinance for R1-5000 and R-2000 Zoning.

Subitem-C: (R-90-777) ADOPTED AS RESOLUTION R-274782

Adoption of a Resolution amending the Mira Mesa Community Plan affecting property east and west of Black Mountain Road and north of Galvin Avenue.

Subitem-D: (R-90-993) ADOPTED AS RESOLUTION R-274783

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-86-0613.

FILE LOCATION: Subitem-A ZONE ORD. NO., Subitem-B --, Subitem-C LAND-Mira Mesa Community Plan, Subitem-D ZONE ORD. NO.

COUNCIL ACTION: (Tape location: H222-423.)

Hearing began 5:19 p.m. and halted 5:33 p.m.

Testimony in favor by James Fox.

Testimony in opposition by Dan Rehm and Linda Michael.

MOTION BY STRUIKSMA TO ADOPT THE RESOLUTIONS FOR SUBITEMS A, C, AND D, AND INTRODUCE THE ORDINANCE FOR SUBITEM-B, NOTING FOR THE RECORD THE COMMITMENT MADE BY THE APPLICANT TO COVER EXPENSES, AND TO REFERENCE THE CANDIDATE'S STATEMENTS FOR THE OVERRIDING CONSIDERATIONS FOR EIR-86-0613. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

Nov-21-1989

ITEM-S500: WELCOMED

Welcoming a visiting Girl Scout Troop.
(District-3.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A294-305.)

NOTE: This item was inadvertently listed as a supplemental docket item for Tuesday, It will be heard on Monday, November 20, 1989, Item S414.

ITEM-S501: (O-90-92) NO ACTION ON THIS DATE. SEE ITEM-S414,
NOVEMBER 20, 1989

(Trailed as Unfinished Business from the meeting of November 14, 1989, Item S500, at Deputy Mayor McCarty's request, due to lack of time.)

First public hearing in the matter of:

Amending Ordinance O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year", by

amending Document No. 00-17326-1, as amended and adopted therein, by amending the Budget for the Planning Department (065) by adding one-half (0.50) Principal Planner and two (2.00) Zoning Investigators II to Program Element 06574 for the purpose of administering the Sign Code Inspection Maintenance Program beginning January 1, 1990; and the Budgets of the Auditor and Comptroller (050) and City Treasurer (052) by adding one-quarter (0.25) Account Clerk

to the Auditor and Comptroller personnel authorization and .05 Cashier, .30 Account Clerk, .25 Collector I, .13 Collector II and .20 Clerical Assistant II to the Treasurer's personnel authorization; authorizing the Auditor and Comptroller to increase the Fiscal Year 1989-90 appropriation of the Planning Department (065) by \$152,440, the City Treasurer's Department (052) by \$45,641 and the Auditor and Comptroller by \$18,030; and further increase the General Fund 100 and Revenue Estimates in the General Fund for Sign Code Fees (Revenue Account 73810) by the sum of \$270,761, to accommodate personnel and related non-personnel expenses in Program Element 06574; authorizing the Auditor and Comptroller to transfer within the General Fund 100 the sum of \$23,000 from the Unallocated Reserve (605) to the Planning Department (065) to fund one-time data processing start up costs.

FILE LOCATION: --

ITEM-S502: (R-90-793) ADOPTED AS RESOLUTION R-274784

Declaring that the Council supports the proposal of the San Diego Arena Corp. and its subsidiary San Diego Entertainment, Inc., to continue plans to develop a sports arena facility within the area referred to as "Centre City East".

(See Planning Department Report dated 11/15/89. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I370-480.)

MOTION BY FILNER TO ADOPT AND DIRECT THE CITY MANAGER TO REPORT BACK IN 120 DAYS WITH AN ANALYSIS OF THE FEASIBILITY OF THE PROJECT, INCLUDING A FINANCIAL ELEMENT, AND WHETHER OR NOT THE CITY SHOULD PROCEED. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S503: (R-90-772) CONTINUED TO DECEMBER 11, 1989, 2:00 P.M.

(Continued from the meetings of October 31, 1989, Item 332

and November 14, 1989, Item 335; last continued at the City Manager's request, for further review.)

Confirming the costs of weed abatement against the following properties:

(See City Manager Report CMR-89-497.)

Parcel No.	Amount
551-390-42	\$29,624.43
551-390-43 (District-4.)	
543-270-06 (District-3.)	\$ 1,604.51

Authorizing the Fire Chief to bill the affected property owners for the costs of weed abatement to the City; authorizing the City Clerk, on or before August 10, 1990, to forward a copy of this resolution, together with a copy of the Report of the Fire Chief, to the Office of the County Recorder for filing as a lien against each affected parcel, and a copy to the County Auditor for recording on the assessment roll for each affected parcel.

FILE LOCATION:

COUNCIL ACTION: (Tape location: I365-I370.)

BY COMMON CONSENT THE ITEM WAS CONTINUED TO DECEMBER 11, 1989, 2:00 P.M. AT THE CITY MANAGER'S REQUEST AND BY AGREEMENT OF THE APPELLANT DUE TO LACK OF TIME. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Nov-21-1989

ITEM-S504: PRESENTATION MADE

Presentation of Council Service Plaques to Council Members
Gloria McColl and Ed Struiksma.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D110-156.)

Mayor O'Connor presented the plaques to Council Members McColl and Struiksma.

ITEM-S505: (R-90-803) ADOPTED AS RESOLUTION R-274771

Directing the City Manager and the Planning Director to initiate appropriate changes in development controls pertaining to the sale of alcoholic beverages within the Centre City East Planned District; declaring that the Alcoholic Beverage Development Controls to be considered and promulgated shall be the same or similar to those in existence in the Gaslamp Quarter Planned District.
(See City Manager Report CMR-89-531. District-8.)

COMMITTEE ACTION: Reviewed by PSS on 7/19/89. Recommendation to approve the City Manager's recommendation. Districts 3, 4, 6 and 7 voted yea. District 2 not present.

FILE LOCATION: LAND - Centre City East Planned District

COUNCIL ACTION: (Tape location: C321-337.)

MOTION BY FILNER TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S506: (R-90-605) ADOPTED AS RESOLUTION R-274767

Inviting bids for Painting the Museum of Man Rotunda, Balboa Park, on Work Order No. 069033; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$90,000 from Fund 102242, Balboa Park Improvement Projects, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K1065/90)
(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This project is for the replacement of the existing deteriorated paint on the interior walls of the rotunda area of the Museum of Man, Balboa Park.
Aud. Cert. 9000496.

FILE LOCATION: W.O. 069033 CONTFY90-1

COUNCIL ACTION: (Tape location: A308-330.)

MOTION BY MCCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S507: (R-90-811) ADOPTED AS RESOLUTION R-274785

Authorizing SANDAG to conduct a study, in accordance with the Local Technical Assistance Program, to determine the feasibility of air carrier operations at Brown Field Airport; authorizing the Auditor and Comptroller to transfer the sum of \$18,000 from the General Fund 100

Unallocated Reserve (605) to the SANDAG Local Technical Assistance Program and expend said funds for the purpose of conducting the desired study.

(Otay Mesa Community Area. District-8.)

SUPPORTING INFORMATION: At the City Council meeting of November 14, 1989, a proposal was presented by a representative of SANDAG to conduct a study of Brown Field's air carrier potential. The representative estimated the cost to be \$18,000 and that it would take approximately 60 days to complete. This Council action would authorize the expenditure of \$18,000 from the General Fund Unallocated Reserve and direct SANDAG to proceed with the study.

Aud. Cert. 9000497.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J062-190.)

MOTION BY FILNER TO ADOPT AND DIRECT THE CITY MANAGER TO REPORT BACK REGARDING NEGOTIATIONS WITH CERTAIN PROPERTY IDENTIFIED BY STAFF AROUND BROWN FIELD. Second by McCarty.

By common consent the question was divided. The vote on adopting the resolution passed by the following vote:

Wolfsheimer-not present, Roberts-yea, McColl-not present, Pratt-yea, Struiksmas-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Motion by Henderson to amend to direct the City Manager in the course of the study to look at the impact of the alignment and whether or not to establish a moratorium on the property in the impact areas and report back to the council. Second by Roberts.

Failed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-not present, Pratt-nay, Struiksmas-not present, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

ITEM-S508: (R-90-812) ADOPTED AS RESOLUTION R-274768

Authorizing the execution of an agreement with Brehm Communities and Donald L. Bren Company, which provides for the adjustment of boundaries of a building restricted easement to allow for relocation of structures approved by Planned Residential Development Permit PRD-88-1207 to avoid

the superimposition of loading caused by such development upon County Water Authority lines.

FILE LOCATION: PERM - PRD-88-1207 CONTFY90-1

COUNCIL ACTION: (Tape location: A308-330.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-CS-1: (R-90-824) ADOPTED AS RESOLUTION R-274769

A Resolution adopted by the City Council in Closed Session on November 21, 1989:

Authorizing the City Manager to pay the sum of \$32,500 in the settlement of each and every claim against the City of San Diego, its agents and employees in Superior Court Case No. BE 578537, Eugenia Stoneman v. The City of San Diego, resulting from personal injuries to Eugenia Stoneman.

Authorizing the City Auditor and Comptroller to issue one check in the amount of \$32,500, made payable to Eugenia Stoneman and her attorney, Don Zeidman, in full settlement of all claims.

FILE LOCATION: MEET

Aud. Cert. 9000498

ITEM-CS-2: (R-90-833) ADOPTED AS RESOLUTION R-274770

A Resolution adopted by the City Council in Closed Session on November 21, 1989:

Authorizing the City Manager to pay the sum of \$35,000 in settlement of each and every claim against the City of San Diego, its agents and employees in Superior Court Case No. 572865, Sandy Pollitt v. The City of San Diego, resulting from personal injuries to Sandy Pollitt. Authorizing the City Auditor and Comptroller to issue one check in the amount of \$35,000, made payable to Sandy Pollitt and his attorney of record, Antoinette Buzzell, in full settlement

of all claims.

FILE LOCATION: MEET

Aud. Cert. 9000505

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor McCarty at 6:43 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J200).